

AO 440 (Rev. 8/01) Summons in a Civil Action

FILED
CLERK'S OFFICE

P 1:20

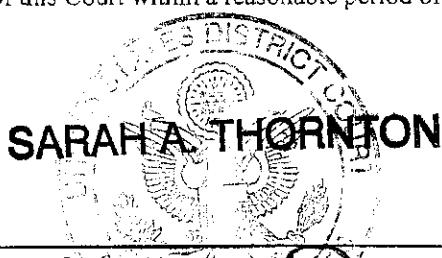
UNITED STATES DISTRICT COURT

District of MASSACHUSETTSCHURCH BROTHERS, LLC, a California Limited
Liability Company,**SUMMONS IN A CIVIL ACTION**

V.

THE ALPHAS COMPANY, INC., a corporation;
THE ALPHAS COMPANY OF NEW YORK, INC.,
a corporation; JOHN (YANNI) S. ALPHAS, an
individual; PETER S. ALPHAS, an individualCASE NUMBER: 05-10452-REK

TO: (Name and address of Defendant)

THE ALPHAS COMPANY, INC.
51-52 & 87-88 New England Produce Center
Chelsea, MA 02150**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)Valerie Carter, Esq.
CARTER & DOYLE, LLP
530 Atlantic Avenue, Third Floor
Russia Wharf West
Boston, MA 02210
Tel: (617) 348-0525
Fax: (617) 348-0989R. Jason Read, Esq.
Bart M. Botta, Esq.
RYNN & JANOWSKY, LLP
4100 Newport Place Drive, Suite 700
Newport Beach, CA 92660
Tel: (949) 752-2911
Fax: (949) 752-0953an answer to the complaint which is served on you with this summons, within 20 days after service
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the
Clerk of this Court within a reasonable period of time after service.

CLERK

(By) DEPUTY CLERK

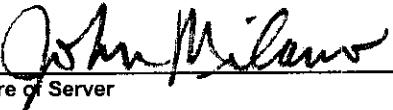
DATE

MAR 10 2005

DOCUMENT II RETURN OF SERVICE

Case 1:05-cv-10452-REK Document 22 Filed 03/24/2005 Page 2 of 2

RETURN OF SERVICE

Service of the Summons and Complaint was made by me (1)		DATE	March 11, 2005				
NAME OF SERVER	JOHN MILANO	TITLE	Process Server / A Disinterested Person				
Check one box below to indicate appropriate method of service							
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____, MASSACHUSETTS							
<input type="checkbox"/> Left copies thereof at the defendant's dwelling or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left: _____							
Said service was made at: _____, MASSACHUSETTS							
<input checked="" type="checkbox"/> Other: By handing true and attested copies thereof to _____ John (Yanni) S. Alphas, Duly Authorized Agent for the within-named _____ Defendant, The Alphas Company, Inc.							
Said service was made at: _____							
51-52 & 87-88 New England Produce Center, Chelsea, MASSACHUSETTS							
STATEMENT OF SERVICE FEES							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>SERVICE FEE \$</td> <td>29.00</td> <td>1c</td> <td>Trips</td> </tr> </table>				SERVICE FEE \$	29.00	1c	Trips
SERVICE FEE \$	29.00	1c	Trips				
DECLARATION OF SERVER							
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.							
Executed on	March 11, 2005						
			Date				
							
			Signature of Server				
			One Devonshire Place, Boston, Massachusetts				
			Address of Server				
ADDITIONAL INFORMATION							
PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.							
Date	Time	Remarks	FEE				
			\$ _____				
			\$ _____				
			\$ _____				
			\$ _____				
			\$ _____				
			\$ _____				
			\$ _____				
			TOTAL \$ _____				
ALSO SERVED:							
Civil Action Cover Sheet;							
Complaint for Violations of the Perishable Agricultural Commodities Act ("PACA") 7 U.S.C. §499e, et seq.;							
Plaintiff's Ex Parte Application for Temporary Restraining Order or, Alternatively, for Preliminary Injunction; Declaration of R. Jason Read in Support Thereof;							
Memorandum of Points and Authorities in Support of Plaintiff's Ex Parte Application for Temporary Restraining Order;							
Declaration of Neil J. Milburn in Support of Plaintiff's Ex Parte Application for Temporary Restraining Order; and							
Declaration of Gina Tegenkamp in Support of Plaintiff's Ex Parte Application for Temporary Restraining Order.							
Order							

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.

Suvalle, Jodrey & Associates
Massachusetts Constables since 1925

**One Devonshire Place
Boston, MA 02109**

Telephone # (617) 720-5733
Fax # (617) 720-5737